

CHAPTER 405

(Senate Bill 845)

AN ACT concerning

Charles County and Garrett County Community College Colleges – Authority to Incur Debt

FOR the purpose of authorizing the Board of Community College Trustees for Charles County or Garrett County to borrow money for certain purposes and to secure certain debt in a certain manner; providing for the termination of certain financing agreements under certain circumstances; providing that certain borrowing does not constitute debt or an obligation of the State or certain political subdivisions; *applying certain provisions concerning certain lease purchase agreements to the Board of Community College Trustees for Charles County*; exempting the Board of Community College Trustees for ~~Charles County or~~ Garrett County from a certain provision concerning certain lease purchase agreements; authorizing the Board of Community College Trustees for ~~Charles County or~~ Garrett County to enter certain lease purchase agreements under certain circumstances; providing for the effective date of this Act; and generally relating to the authority of the Board of Community College Trustees for Charles County or Garrett County to engage in certain financing.

BY repealing and reenacting, with amendments,

Article – Education

Section 16-401.1

Annotated Code of Maryland

(1992 Replacement Volume and 1994 Supplement)

SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF MARYLAND, That the Laws of Maryland read as follows:

Article – Education

16-401.1.

(a) Notwithstanding any other provisions of this subtitle, and subject to funds being appropriated, the Board of Community College Trustees for CHARLES COUNTY, GARRETT COUNTY, Howard County, Montgomery County, or Prince George's County may borrow money to acquire an interest in personal property, including fixtures, for the operation of the community college, on terms and conditions that the Board of Trustees considers proper.

(b) A borrowing under this section may be secured by the personal property acquired or revenues derived from the property.

(c) All multiyear financing agreements reflecting borrowing under this section shall be subject to cancellation by the Board of Trustees at the end of a fiscal year if sufficient funds are not appropriated to fund the agreement in subsequent years.